

Panaji, 27th November, 2003 (Agrahayana 6, 1925)

SERIES I No. 35

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

Note: There are three Extraordinary issues to the Official Gazette Series I No. 34 dated 20-11-2003 as follows:

- (1) Extraordinary dated 20-11-2003 from pages 1307 to 1316 regarding Notifications from Department of Industries.
- (2) Extraordinary (No. 2) dated 24-11-2003 from pages 1317 to 1334 regarding Notifications from Department of Law & Judiciary (Legal Affairs Division).
- (3) Extraordinary (No. 3) dated 25-11-2003 from pages 1335 to 1336 regarding Notification from Department of Revenue.

### GOVERNMENT OF GOA

Department of Law & Judiciary

Legal Affairs Division

#### Notification

10/3/2003-LA

The Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Amendment Rules, 2003, published in the Gazette of India, by the Ministry of Health and Family Welfare (Department of Family Welfare), New Delhi, is hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 23rd October, 2003.

### MINISTRY OF HEALTH AND FAMILY WELFARE

(Department of Family Welfare)

New Delhi, the 14th February, 2003

#### Notification

G.S.R. 109(E).— In exercise of the powers conferred by section 32 of the Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994 (57 of 1994), the Central Government hereby makes the following amendments to the Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Rules, 1996.

1. (1) These may be called the Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Amendment Rules, 2003.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Rules, 1996 (hereinafter referred to as the said rules) in rule 1, for sub-rule (1) the following sub-rule shall be substituted, namely:—

“(1) These Rules may be called the Pre-conception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Rules, 1996.”

3. In the said rules, in rule 2, Clause (d) shall be omitted.

4. In the said rules, for rule 3 the following rule shall be substituted, namely:—

“3. The qualifications of the employees, the requirement of equipment etc. for a Genetic Counseling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic and Imaging Centre shall be as under:

(1) Any person being or employing

(i) a gynaecologist or a paediatrician having six months experience or four weeks training in genetic counseling or

(ii) a medical geneticists,

having adequate space and educational charts/models/equipments for carrying out Genetic Counselling may set up a genetic counselling center and get it registered as a genetic Counselling center.

(2) (a) Any person having adequate space and being or employing

(i) a Medical geneticist and

(ii) a laboratory technician, having a B.Sc. degree in Biological Sciences or a degree or diploma in medical laboratory course with at least one year experience in conducting appropriate pre-natal diagnostic techniques, tests or procedures

may set up a genetic laboratory.

(b) Such laboratory should have or acquire such of the following equipments as may be necessary for carrying out chromosomal studies, bio-chemical studies and molecular studies:—

(i) Chromosomal studies:

- (1) Laminar flow hood with ultraviolet and fluorescent light or other suitable culture hood.
- (2) Photo-microscope with fluorescent source of light.
- (3) Inverted microscope.
- (4) Incubator and oven.
- (5) Carbon dioxide incubator or closed system with 5% CO<sub>2</sub> atmosphere.
- (6) Autoclave.
- (7) Refrigerator.
- (8) Water bath.
- (9) Centrifuge.
- (10) Vortex mixer.
- (11) Magnetic stirrer.
- (12) pH Meter.
- (13) A sensitive balance (preferably electronic) with sensitivity of 0.1 milligram.
- (14) Double distillation apparatus (glass).
- (15) Such other equipments as may be necessary.

(ii) Biochemical studies:

(requirements according to tests to be carried out)

- (1) Laminar flow hood with ultraviolet and fluorescent light or other suitable culture hood.
- (2) Inverted microscope.
- (3) Incubator and oven.
- (4) Carbon dioxide incubator or closed system with 5% CO<sub>2</sub> atmosphere.

(5) Autoclave.

(6) Refrigerator.

(7) Water bath.

(8) Centrifuge.

(9) Electrophoresis apparatus and power supply.

(10) Chromatography chamber.

(11) Spectro-photometer and Elisa reader or Radio-immunoassay system (with gamma beta-counter) or fluorometer for various biochemical tests.

(12) Vortex mixer.

(11) Magnetic stirrer.

(14) pH meter.

(15) A sensitive balance (preferably electronic) with sensitivity of 0.1 milligram.

(16) Double distillation apparatus (glass).

(17) Liquid nitrogen tank.

(18) Such other equipments as may be necessary.

(iii) Molecular studies:

(1) Inverted microscope.

(2) Incubator.

(3) Oven.

(4) Autoclave.

(5) Refrigerators (4 degree and minus 20 degree Centigrade).

(6) Water bath.

(7) Microcentrifuge.

(8) Electrophoresis apparatus and power supply.

(9) Vertex mixer.

(10) Magnetic stirrer.

(11) pH meter.

(12) A sensitive balance (preferably electronic) with sensitivity of 0.1 milligram.

(13) Double distillation apparatus (glass).

(14) P.C.R. machine.

(15) Refrigerated centrifuge.

(16) U. V. Illuminator with photographic attachment or other documentation system.

(17) Precision micropipettes.

(18) Such other equipments as may be necessary.

(3)(1) Any person having adequate space and being or employing.

(a) Gynaecologist having experience of performing at least 20 procedures in chorionic villi aspirations per vagina or per abdomen, chorionic villi biopsy,

amniocentesis, cordocentesis foetoscopy, foetal skin or organ biopsy or foetal blood sampling etc. under supervision of an experienced gynaecologist in these fields, or

(b) a Sonologist, Imaging Specialist, Radiologist or Registered Medical Practitioner having Post Graduate degree or diploma or six months training or one year experience in sonography or image scanning, or

(c) A medical geneticist.

may set up a genetic clinic/ultrasound clinic/ imaging centre.

(2) The Genetic Clinic/ultrasound clinic/ imaging centre should have or acquire such of the following equipments, as may be necessary for carrying out the tests or procedures—

(a) Equipment and accessories necessary for carrying out clinical examination by an obstetrician or gynaecologist.

(b) An ultra-sonography machine including mobile ultrasound machine, imaging machine or any other equipment capable of conducting foetal ultrasonography.

(c) Appropriate catheters and equipment for carrying out chorionic villi aspirations per vagina or per abdomen.

(d) Appropriate sterile needles for amniocentesis or cordocentesis.

(e) A suitable foetoscope with appropriate accessories for foetoscopy, foetal skin or organ biopsy or foetal blood sampling shall be optional.

(f) Equipment for dry and wet sterilization.

(g) Equipment for carrying out emergency procedures such as evacuation of uterus or resuscitation in case of need.

(h) Genetic Works Station.”

5. In the said rules, after rule 3 a new rule 3A shall be inserted, as follows, namely:—

“3A. Sale of ultrasound machines/imaging machines:

(1) No organization including a commercial organization or a person, including manufacturer, importer, dealer or supplier of ultrasound machines/imaging machines or any other equipment, capable of detecting sex of foetus, shall sell distribute, supply, rent, allow or authorize the use of any such machine or equipment in any manner, whether on payment or otherwise, to any Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic, Imaging Centre or any other body or person unless such Centre, Laboratory, Clinic, body or person is registered under the Act.

(2) The provider of such machine/equipment to any person/body registered under the Act shall send to the concerned State/UT Appropriate Authority and to the Central Government, once in three months a list of those to whom the machine/equipment has been provided.

(3) Any organization or person, including manufacturer, importer, dealer or supplier of ultrasound machines/imaging machines or any other equipment capable of detecting sex of foetus selling, distributing, supplying or authorizing, in any manner, the use of any such machine or equipment to any Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic, Imaging Centre or any other body or person registered under the Act shall take an affidavit from the Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic, Imaging Centre or any other body or person purchasing or getting authorization for using such machine/equipment that the machine/equipment shall not be used for detection of sex of foetus or selection of sex before or after conception.”

6. In the said rules, in rule 4 for sub-rule (1) the following sub-rule shall be substituted, namely:—

“(1) An application for registration shall be made to the Appropriate Authority, in duplicate, in Form A, duly accompanied by an Affidavit containing—

(i) an undertaking to the effect that the Genetic Centre/Laboratory/Clinic/Ultrasound Clinic/Imaging Centre/Combination thereof, as the case may be, shall not conduct any test or procedure, by whatever name called, for selection of sex before or after conception or for detection of sex of foetus except for

diseases specified in Section 4(2) nor shall be sex of foetus be disclosed to any body; and

(ii) an undertaking to the effect that the Genetic Centre/Laboratory/Clinic/Combination thereof, as the case may be, shall display prominently a notice that they do not conduct any technique, test or procedure etc. by whatever name called, for detection of sex of foetus or for selection of sex before or after conception."

7. In the said rules, for rule 5, the following rule shall be substituted, namely:—

"5. *Application Fee*— (1) Every application for registration under Rule 4 shall be accompanied by an application fee of:—

(a) Rs. 3000.00 for Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic or Imaging Centre.

(b) Rs. 4000.00 for an institute, hospital, nursing home, or any place providing jointly the service of a Genetic Counselling Centre, Genetic Laboratory and Genetic Clinic, Ultrasound Clinic or Imaging Centre or any combination thereof:

Provided that if an application for registration of any Genetic Clinic/Laboratory/Centre etc. has been rejected by the Appropriate Authority, no fee shall be required to be paid on re-submission of the application by the applicant for the same body within 90 days of rejection. Provided further that any subsequent application shall be accompanied with the prescribed fee. Application fee once paid will not be refunded.

(2) The application fee shall be paid by a demand draft drawn in favour of the Appropriate Authority, on any scheduled bank payable at the headquarters of the Appropriate Authority concerned. The fees collected by the Appropriate Authorities for registration of Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic or Imaging Centre or any other body or person under sub-rule (1), shall be deposited by the Appropriate Authority concerned in a bank account opened in the name of the official designation of the Appropriate Authority concerned and shall be utilized by the Appropriate Authority in connection with the activities connected with implementation of the provisions of the Act and these rules."

8. In the said rules, in Rule 9.— (a) for sub-rule (1), the following sub-rule shall be substituted, namely:—

"(1) Every Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic or Imaging Centres shall maintain a register showing in serial order, the names and addresses of the men or women given genetic counselling, subjected to pre-natal diagnostic procedures or pre-natal diagnostic tests, the names of their spouse or father and the date on which they first reported for such counselling, procedure or test."

(b) for sub-rule (3), the following sub-rule shall be substituted, namely:—

"(3) The record to be maintained by every Genetic Laboratory, in respect of each man or woman subjected to any pre-natal diagnostic procedure/technique/test, shall be as specified in Form E."

(c) for sub-rule (4), the following sub-rule shall be substituted, namely:—

"(4) The record to be maintained by every genetic Clinic, in respect of each man or woman subjected to any pre-natal diagnostic procedure/technique/test, shall be as specified in Form F."

(d) after sub-rule (7), the following sub-rule shall be inserted, namely:—

"(8) Every Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic or Imaging Centres shall send a complete report in respect of all pre-conception or pregnancy related procedures/techniques/tests conducted by them in respect of each month by 5th day of the following month to the concerned Appropriate Authority."

9. In the said rules, in rule 10.— (a) for sub-rule (1), the following sub-rule shall be substituted, namely:—

"(1) before conducting preimplantation genetic diagnosis, or any pre-natal diagnostic technique/test/procedure such as amniocentesis, chorionic villi biopsy, foetoscopy, foetal skin or organ biopsy or cordocentesis, a written consent, as specified in Form G, in a language the person undergoing such procedure understands, shall be obtained from her/him."

(b) after sub-rule (1), the following new sub-rule (1A) shall be inserted, namely:—

(1A) Any person conducting ultrasonography/image scanning on a pregnant woman shall give a declaration on each report on ultrasonography/image scanning that he/she neither detected nor disclosed the sex of foetus of the pregnant woman to any body. The pregnant woman shall before undergoing ultrasonography/image scanning declare that she does not want to know the sex of her foetus.”.

10. In the said rules, for rule 11, the following rule shall be substituted, namely:—

“11. *Facilities for inspection.*— (1) Every Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic, Imaging Centre, nursing home, hospital, institute or any other place where any of the machines or equipments capable of performing any procedure, technique or test capable of pre-natal determination of sex or selection of sex before or after conception is used, shall afford all reasonable facilities for inspection of the place, equipment and records to the Appropriate Authority or to any other person authorised by the Appropriate Authority in this behalf for registration of such institutions, by whatever name called, under the Act, or for detection of misuse of such facilities or advertisement therefor or for selection of sex before or after conception or for detection/disclosure of sex of foetus or for detection of cases of violation of the provisions of the Act in any other manner.

(2) The Appropriate Authority or the officer authorized by it may seal and seize any ultrasound machine, scanner or any other equipment, capable of detecting sex of foetus, used by any organisation if the organisation has not got itself registered under the Act. These machines of the organisations may be released if such organisation pays penalty equal to five times of the registration fee to the Appropriate Authority concerned and gives an undertaking that it shall not undertake detection of sex of foetus or selection of sex before or after conception.”.

11. In the said rules, in rule 12 for sub-rule (1), the following sub-rule shall be substituted, namely:—

“12. *Procedure for search and seizure.*— (1) The Appropriate Authority or any officer

authorised in this behalf may enter and search at all reasonable times any Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Imaging Centre or Ultrasound Clinic in the presence of two or more independent witnesses for the purposes of search and examination of any record, register, document, book, pamphlet, advertisement, or any other material object found therein and seal and seize the same if there is reason to believe that it may furnish evidence of commission of an offence punishable under the Act.

*Explanation.*— In these Rules—

(1) ‘Genetic Laboratory/Genetic Clinic/Genetic Counselling Centre’ would include an ultrasound centre/imaging centre/nursing home/hospital/institute or any other place, by whatever name called, where any of the machines or equipments capable of selection of sex before or after conception or performing any procedure technique or test for pre-natal detection of sex of foetus, is used;

(2) ‘material object’ would include records, machines and equipments; and

(3) ‘seize’ and ‘seizure’ would include ‘seal’ and ‘sealing’ respectively.”.

12. In the said rules, after rule 17, the following rules shall be inserted, namely:—

“18. Code of Conduct to be observed by persons working at Genetic Counseling Centres, Genetic Laboratories, Genetic Clinics, Ultrasound Clinics, Imaging Centres etc.

All persons including the owner, employee or any other persons associated with Genetic Counseling Centres, Genetic Laboratories, Genetic Clinics, Ultrasound Clinics, Imaging Centres registered under the Act/these Rules shall—

(i) not conduct or associate with, or help in carrying out detection or disclosure of sex of foetus in any manner;

(ii) not employ or cause to be employed any person not possessing qualifications necessary for carrying out pre-natal diagnostic techniques/procedures, techniques and tests including ultrasonography;

(iii) not conduct or cause to be conducted or aid in conducting by himself or through any

other person any techniques or procedure for selection of sex before or after conception or for detection of sex of foetus except for the purposes specified in sub-section (2) of section 4 of the Act;

(iv) not conduct or cause to be conducted or aid in conducting by himself or through any other person any techniques or test or procedure under the Act at a place other than a place registered under the Act/these Rules.

(v) ensure that no provision of the Act and these Rules are violated in any manner;

(vi) ensure that the person, conducting any techniques, test or procedure leading to detection of sex of foetus for purposes not covered under section 4(2) of the Act or selection of sex before or after conception, is informed that such procedures lead to violation of the Act and these Rules which are punishable offences;

(vii) help the law enforcing agencies in bring to hook the violators of the provisions of the Act and these Rules;

(viii) display his/her name and designation prominently on the dress worn by him/her;

(ix) write his/her name and designation in full under his/her signature;

(x) on no account conduct or allow/cause to be conducted female foeticide;

(xi) not commit any other act of professional misconduct.

19. *Appeals.*— (1) Anybody aggrieved by the decision of the Appropriate Authority at sub-district level may appeal to the Appropriate Authority at district level within 30 days of the order of the sub-district level Appropriate Authority.

(2) Anybody aggrieved by the decision of the Appropriate Authority at district level may appeal to the Appropriate Authority at State/UT level within 30 days of the order of the District level Appropriate Authority.

(3) Each appeal shall be disposed of by the District Appropriate Authority or by the State/Union Territory Appropriate Authority, as the case may be, within 60 days of its receipt.

(4) If an appeal is not made within the time as prescribed under sub-rule (1), (2) or (3), the Appropriate Authority under that sub-rule may condone the delay in case he/she is satisfied that appellant was prevented for sufficient cause from making such appeal."

13. In the said rules, Schedule I, Schedule II and Schedule III shall be omitted.

14. In the said rules, for the words "Genetic Counselling Centre, Genetic Laboratory and Genetic Clinics", the words "Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic and Imaging Centres" shall be substituted wherever they occur.

15. In the said rules, for Form A, Form B, Form C, Form D, Form E, Form F, Form G, and Form H, the following forms shall be substituted respectively, namely:—

#### "FORM A

[See Rules 4(1) and 8(1)]

(To be submitted in Duplicate with supporting documents as enclosures)

Form of Application for Registration or Renewal of  
Registration of a Genetic Counselling Centre/  
/Genetic Laboratory/Genetic Clinic/Ultrasound  
Clinic/Imaging Centre

1. Name of the applicant:  
(Indicate name of the organisation sought to be registered)
2. Address of the applicant:
3. Type of facility to be registered:  
(Please specify whether the application is for registration of a Genetic Counselling Centre/Genetic Laboratory/Genetic Clinic/ /Ultrasound Clinic/Imaging Centre or any combination of these)
4. Full name and address/addresses of Genetic Counselling Centre/Genetic Laboratory/ /Genetic Clinic/ Ultrasound Clinic/Imaging Centre with Telephone/Fax number(s)/ /Telegraphic/Telex/E-mail address(s).
5. Type of ownership of Organisation (individual ownership/partnership/company/co-operative/any other to be specified). In case type of organization is other than individual ownership, furnish copy of articles of association and names and addresses of other persons responsible for management, as enclosure.

6. Type of Institution (Govt. Hospital/Municipal Hospital/Public Hospital/Private hospital/  
/Private Nursing Home/Private Clinic/  
Private Laboratory/any other to be stated.).

7. Specific pre-natal diagnostic procedures/  
/tests for which approval is sought

(a) Invasive (i) amniocentesis/chorionic  
villi aspiration/chromo-  
somal/biochemical/mole-  
cular studies

(b) Non-Invasive Ultrasonography  
Leave Bank if registration is sought for  
Genetic counselling Centre only.

8. Equipment available with the make and  
model of each equipment (List to be  
attached on a separate sheet).

9. (a) Facilities available in the Counselling  
Centre.

(b) Whether facilities are or would be  
available in the Laboratory/Clinic for  
the following tests:

- (i) Ultrasound
- (ii) Amniocentesis
- (iii) Chorionic villi aspiration
- (iv) Foetoscopy
- (v) Foetal biopsy
- (vi) Cordocentesis

Whether facilities are available in the  
Laboratory/clinic for the following:

- (i) Chomosomal studies
- (ii) Biochemical studies
- (iii) Molecular studies
- (iv) Preimplantation genetic diagnosis

10. Names, qualifications, experience and  
registration number of employees (may  
be furnished as an enclosure).

11. State whether the Genetic Counselling  
Centre / Genetic Laboratory / Genetic  
Clinic/ultrasound clinic/imaging centre  
qualifies for registration in terms of  
requirements laid down in Rule 3].

12. For renewal applications only:

- (a) Registration No.
- (b) Date of issue and date of expiry  
of existing certificate of regis-  
tration.

13. List of Enclosures:

(Please attach a list of enclosures/  
/supporting documents attached to this  
application).

Date: (.....)

Place: Name, designation and signature of the  
person authorized to sign on behalf of the  
organization to be registered.

## DECLARATION

I, Sh./Smt./Kum./Dr. .... son/  
/daughter/wife of ..... aged ..... years  
resident of ..... working  
as (indicate designation) ..... in  
(indicate name of the organisation to be registered)  
..... hereby declare that I have read and  
understood the Pre-natal Diagnostic Techniques (Regulation  
and Prevention of Misuse) Act, 1994 (57 of 1994) and the Pre-  
natal Diagnostic Techniques (Regulation and Prevention of  
Misuse) Rules, 1996.

I also undertake to explain the said Act and Rules to all  
employees of the Genetic Counselling Centre/Genetic  
Laboratory/Genetic Clinic/ultrasound clinic/imaging centre in  
respect of which registration is sought and to ensure that Act  
and Rules are fully complied with.

Date: (.....)

Place: Name, designation and signature of the  
person authorized to sign on behalf of the  
organization to be registered.

.....[SEAL OF THE ORGANISATION  
SOUGHT TO BE REGISTERED]

1 Strike out whichever is not applicable or not necessary.  
All enclosures are to be authenticated by signature of the  
applicant.

## ACKNOWLEDGEMENT

[See Rules 4(2) and 8(1)]

The application in Form A in duplicate for grant\*/  
/renewal\* of registration of Genetic Counselling  
Centre\*/Genetic Laboratory\*/Genetic Clinic\*/  
Ultrasound Clinic\*/Imaging Centre\* by .....  
(name and address of applicant) has been received by  
the Appropriate Authority ..... on (date).

\*The list of enclosures attached to the application in  
Form A has been verified with the enclosures submitted  
and found to be correct.

OR

\*On verification it is found that the following  
documents mentioned in the list of enclosures are not  
actually enclosed.

This acknowledgement does not confer any rights  
on the applicant for grant or renewal of registration.

(.....)

Signature and Designation of  
Appropriate Authority, or  
authorized person in the Office  
of the Appropriate Authority.

Date:

Place:

SEAL

ORIGINAL/DUPLICATE FOR DISPLAY

## FORM B

[See Rules 6(2), 6(5) and 8(2)]

**Certificate of Registration**

(To be issued in duplicate)

1. In exercise of the powers conferred under section 19(1) of the Pre-natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994 (57 of 1994), the Appropriate Authority ..... hereby grants registration to the Genetic Counselling Centre\*/Genetic Laboratory\*/Genetic Clinic\*/Ultrasound Clinic\*/Imaging Centre\* named below for purposes of carrying out Genetic Counselling/Pre-natal Diagnostic Procedures\*/Pre-natal Diagnostic Tests/ultrasonography under the aforesaid Act for a period of five years ending on .....
2. This registration is granted subject to the aforesaid Act and Rules thereunder and any contravention thereof shall result in suspension or cancellation of this Certificate of Registration before the expiry of the said period of five years apart from prosecution.
  - A. Name and address of the Genetic Counselling Centre\*/Genetic Laboratory\*/Genetic Clinic\*/Ultrasound Clinic\*/Imaging Centre\*.
  - B. Pre-natal diagnostic procedures\* approved for (Genetic Clinic).
    - Non-Invasive
      - (i) Ultrasound Invasive
      - (ii) Amniocentesis
      - (iii) Chorionic villi biopsy
      - (iv) Foetoscopy
      - (v) Foetal skin or organ biopsy
      - (vi) Cordocentesis
      - (vii) Any other (specify)
  - C. Pre-natal diagnostic tests\* approved (for Genetic Laboratory).
    - (i) Chromosomal studies
    - (ii) Biochemical studies
    - (iii) Molecular studies
  - D. Any other purpose (please specify)
3. Model and make of equipments being used (any Change is to be intimated to the Appropriate Authority under rule 13).
4. Registration No. allotted.
5. Period of validity of earlier certificate of Registration. (For renewed Certificate of Registration only)

From ..... to .....

Signature, name and designation of the  
Appropriate Authority

Date:

SEAL

Display one copy of this Certificate at a conspicuous place at the place of business.



## FORM C

[See Rules 6(3), 6(5) and 8(3)]

**Form for Rejection of Application for Grant/Renewal of Registration**

In exercise of the powers conferred under Section 19(2) of the Pre-natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994, the Appropriate Authority ..... hereby rejects the application for grant\*/renewal\* of registration of the undermentioned Genetic Counselling Centre\*/Genetic Laboratory\*/Genetic Clinic\*/Ultrasound Clinic\*/Imaging Centre\*.

- (1) Name and address of the Genetic Counselling Centre\*/Genetic Laboratory\*/Genetic Clinic\*/Ultrasound Clinic\*/Imaging Centre\*
- (2) Reasons for rejection of application for grant/renewal of registration:

Signature, name and designation of the  
Appropriate Authority with SEAL of Office.

Date:

Place:

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\*Strike out whichever is not applicable or necessary.

## FORM D

[See Rule 9(2)]

**Form for maintenance of Records by the Genetic Counselling Centre**

1. Name and address of Genetic Counselling Centre:
2. Registration No.:
3. Patient's name:
4. Age:
5. Husband's/Father's name:
6. Full address with Tel. No., if any:
7. Referred by (full name and address of Doctor(s) with registration No.(s) (referral note to be preserved carefully with case papers):
8. Last menstrual period/weeks of pregnancy:
9. History of genetic/medical disease in the family (specify)  
Basis of diagnosis:
  - (a) Clinical
  - (b) Bio-chemical
  - (c) Cytogenetic
  - (d) Other (e.g. radiological, ultrasonography)
10. Indication for pre-natal diagnosis
  - A. Previous child/children with:
    - (i) Chromosomal disorders
    - (ii) Metabolic disorders
    - (iii) Congenital anomaly
    - (iv) Mental retardation

- (v) Haemoglobinopathy
- (vi) Sex linked disorders
- (vii) Single gene disorder
- (viii) Any other (specify)

B. Advanced maternal age (35 years or above)

C. Mother/father/sibling having genetic disease (specify)

D. Others (specify)

11. Procedure advised<sup>2</sup>

- (i) Ultrasound
- (ii) Amniocentesis
- (iii) Chorionic villi biopsy
- (iv) Foetoscopy
- (v) Foetal skin or organ biopsy
- (vi) Cordocentesis
- (vii) Any other (specify)

12. Laboratory tests to be carried out

- (i) Chromosomal studies
- (ii) Biochemical studies
- (iii) Molecular studies
- (iv) Preimplantation genetic diagnosis

13. Result of diagnosis

If abnormal give details.

Normal/Abnormal

14. Was MTP advised?

15. Name and address of Genetic Clinic\* to which patient is referred.

16. Dates of commencement and completion of genetic counselling.

Name, Signature and Registration No.  
of the Medical Geneticist/Gynaecologist/Paediatrician administering  
Genetic Counselling.

Place:

Date:

<sup>2</sup>Strike out whichever is not applicable or necessary.

FORM E

[See Rule 9(3)]

Form for maintenance of records by Genetic Laboratory

1. Name and address of Genetic Laboratory:

2. Registration No.:

3. Patient's name:

4. Age:

5. Husband's/Father's name:

6. Full address with Tel. No., if any:

7. Referred by/sample sent by (full name and address of Genetic Clinic) (referral note to be preserved carefully with case papers)
8. Type of sample: Maternal blood/Chorionic villus sample/ amniotic fluid/Foetal blood or other foetal tissue (specify)
9. Specify indication for pre-natal diagnosis.
  - A. Previous child/children with:
    - (i) Chromosomal disorders
    - (ii) Metabolic disorders
    - (iii) Malformation(s)
    - (iv) Mental retardation
    - (v) Hereditary haemolytic anaemia
    - (vi) Sex linked disorder
    - (vii) Single gene disorder
    - (viii) Any other (specify)
  - B. Advanced maternal age (35 years or above)
  - C. Mother/father/sibling having genetic disease (specify)
  - D. Other (specify)
10. Laboratory tests carried out (give details)
  - (i) Chromosomal studies
  - (ii) Biochemical studies
  - (iii) Molecular studies
  - (iv) Preimplantation genetic diagnosis

## 11. Result of diagnosis

If abnormal give details.

Normal/Abnormal

## 12. Date(s) on which tests carried out.

The results of the Pre-natal diagnostic tests were conveyed to ..... on .....

Name, Signature and Registration No.  
of the Medical Geneticist/Director of  
the Institute

Place:

Date:

## FORM F

[See Proviso to Section 4(3), Rule 9(4) and Rule 10(1A)]

**Form for maintenance of record in respect of Pregnant Woman by Genetic Clinic/Ultrasound  
Clinic/Imaging Centre**

1. Name and address of the Genetic Clinic/Ultrasound Clinic/Imaging Centre.
2. Registration No.
3. Patient's name and her age.
4. Number of children with sex of each child
5. Husband's/Father's name:
6. Full address with Tel. No., if any

7. Referred by (full name and address of Doctor(s)/Genetic Counselling Centre) (referral note to be preserved carefully with case papers)/self referral

8. Last menstrual period/weeks of pregnancy

9. History of genetic/medical disease in the family (specify)

Basis of diagnosis:

- (a) Clinical
- (b) Bio-chemical
- (c) Cytogenetic
- (d) Other (e.g. radiological, ultrasonography etc. specify)

10. Indication for pre-natal diagnosis

A. Previous child/children with:

- (i) Chromosomal disorders
- (ii) Metabolic disorders
- (iii) Congenital anomaly
- (iv) Mental retardation
- (v) Haemoglobinopathy
- (vi) Sex linked disorders
- (vii) Single gene disorder
- (viii) Any other (specify)

B. Advanced maternal age (35 years)

C. Mother/father/sibling has genetic disease (specify)

D. Other (specify)

11. Procedures carried out (with name and registration No. of Gynaecologist/Radiologist/Registered Medical Practitioner) who performed it.

Non-Invasive

- (i) Ultrasound (specify purpose for which ultrasound is to done during pregnancy) [List of indications for ultrasonography of pregnant women are given in the note below]

Invasive

- (ii) Amniocentesis
- (iii) Chorionic Villi aspiration
- (iv) Foetal biopsy
- (v) Cordocentesis
- (vi) Any other (specify)

12. Any complication of procedure—please specify

13. Laboratory tests recommended<sup>3</sup>

- (i) Chromosomal studies
- (ii) Biochemical studies
- (iii) Molecular studies
- (iv) Preimplantation genetic diagnosis

14. Result of

- (a) pre-natal diagnostic procedure  
(give details)

- (b) Ultrasonography

Normal/Abnormal

(specify abnormality detected, if any).

15. Date(s) on which procedures carried out.

16. Date on which consent obtained. (In case of invasive)

17. The result of pre-natal diagnostic procedure were conveyed to ..... on .....

18. Was MTP advised/conducted?

19. Date on which MTP carried out.

Date:

Name, Signature and Registration number of the

Place:

Gynaecologist/Radiologist/Director of the Clinic

#### DECLARATION OF PREGNANT WOMAN

1. Ms. .... (name of the pregnant woman) declare that by undergoing ultrasonography/ /image scanning etc. I do not want to know the sex of any foetus.

Signature/Thumb impression of pregnant woman

<sup>3</sup>Strike out whichever is not applicable or not necessary.

#### Declaration of Doctor/Person conducting Ultrasonography/Image Scanning

I, ..... (name of the person conducting ultrasonography/image scanning) declare that while conducting ultrasonography/image scanning on Ms. .... (name of the pregnant woman), I have neither detected nor disclosed the sex of her foetus to any body in any manner.

Name and signature of the person conducting ultrasonography/image scanning/  
/Director or owner of genetic clinic/ultrasound clinic/imaging centre.

#### Important Note:

- (i) Ultrasound is not indicated/advised/performed to determine the sex of foetus except for diagnosis of sex-linked diseases such as Duchenne Muscular Dystrophy, Haemophilia A & B etc.
- (ii) During pregnancy Ultrasonography should only be performed when indicated. The following is the representative list of indications for ultrasound during pregnancy.
  - (1) To diagnose intra-uterine and/or ectopic pregnancy and confirm viability.
  - (2) Estimation of gestational age (dating).
  - (3) Detection of number of fetuses and their chorionicity.
  - (4) Suspected pregnancy with IUCD in-situ or suspected pregnancy following contraceptive failure/ /MTP failure.
  - (5) Vaginal bleeding/leaking.
  - (6) Follow-up of cases of abortion.
  - (7) Assessment of cervical canal and diameter of internal os.
  - (8) Discrepancy between uterine size and period of amenorrhoea.
  - (9) Any suspected adnexal or uterine pathology/abnormality.
  - (10) Detection of chromosomal abnormalities, foetal structural defects and other abnormalities and their follow-up.
  - (11) To evaluate foetal presentation and position.
  - (12) Assessment of liquor amnii.
  - (13) Preterm labour/preterm premature rupture of membranes.
  - (14) Evaluation of placental position, thickness, grading and abnormalities (placenta praevia, retroplacental haemorrhage, abnormal adherence etc.).
  - (15) Evaluation of umbilical cord— presentation, insertion, nuchal encirclement, number of vessels and presence of true knot.
  - (16) Evaluation of previous Caesarean Section scars.
  - (17) Evaluation of foetal growth parameters, foetal weight and foetal well being.
  - (18) Colour flow mapping and duplex Doppler studies.
  - (19) Ultrasound guided procedures such as medical termination of pregnancy, external cephalic version etc. and their follow-up.
  - (20) Adjunct to diagnostic and therapeutic invasive interventions such as chorionic villus sampling (CVS), amniocenteses, foetal blood sampling, foetal skip biopsy, amniocentesis, intrauterine infusion, placement of shunts etc.
  - (21) Observation of intra-partum events.
  - (22) Medical/surgical conditions complicating pregnancy.
  - (23) Research/scientific studies in recognised institutions.

Person conducting ultrasonography on a pregnant women shall keep complete record thereof in the clinic/centre in Form — F and any deficiency or inaccuracy found therein shall amount to contravention of provisions of section 5 or section 6 of the Act, unless contrary is proved by the person conducting such ultrasonography.

FORM G

[See Rule 10]

**Form of Consent**

(For invasive techniques)

I, ..... wife/daughter of ..... age .....  
years residing at ..... hereby state that I have been explained fully the probable side effects and  
after effects of the pre-natal diagnostic procedures.

I wish to undergo the preimplantation/pre-natal diagnostic technique/test/procedures in my own interest to  
find out the possibility of any abnormality (i.e. disease/deformity/disorder) in the child I am carrying.

I undertake not to terminate the pregnancy if the pre-natal procedure/technique/test conducted show the  
absence of disease/deformity/disorder.

I understand that the sex of the foetus will not be disclosed to me.

I understand that breach of this undertaking will make me liable to penalty as prescribed in the Pre-natal  
Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994 (57 of 1994) and rules framed thereunder.

Date:

*Signature of the pregnant woman*

Place:

I have explained the contents of the above to the patient and her companion (Name .....  
Address ..... Relationship .....) in a language she/they understand.

*Name, Signature and/Registration number of  
Gynaecologist/Medical Geneticist/Radiologist/  
/Paediatrician/ Director of the Clinic/  
/Centre/Laboratory.*

Date:

*Name, Address and Registration number of Genetic  
Clinic/Institute.*

SEAL

FORM H

[See Rule 9(5)]

**Form for maintenance of permanent record of applications for Grant/Rejection of Registration under the  
Pre-natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994**

1. Sl. No.
2. File number of Appropriate Authority.
3. Date of receipt of application for grant of registration.
4. Name, Address, Phone/Fax etc. of Applicant:
5. Name and address(es) of Genetic Counselling Centre\*/Genetic  
Laboratory\*/ Genetic Clinic\*/Ultrasound Clinic\*/Imaging Centre\*.
6. Date of consideration by Advisory Committee and recommendation  
of Advisory Committee, in summary.

7. Outcome of application (state granted/rejected and date of issue of orders - record date of issue of order in Form B or Form C).

8. Registration number allotted and date of expiry of registration.

9. Renewals (date of renewal and renewed upto).

10. File number in which renewals dealt.

11. Additional information, if any.

Name, Designation and Signature of  
Appropriate Authority

#### Guidance for Appropriate Authority

- (a) Form H is a permanent record to be maintained as a register, in the custody of the Appropriate Authority.
- (b) \*Means strike out whichever is not applicable.
- (c) On renewal, the Registration Number of the Genetic Counselling Centre/Genetic Laboratory/Genetic Clinic/Ultrasound Clinic/Imaging Centre will not change. A fresh registration Number will be allotted in the event of change of ownership or management.
- (e) Registration number shall not be allotted twice.
- (f) Each Genetic Counselling Centre/Genetic Laboratory/Genetic Clinic/Ultrasound Clinic/Imaging Centre may be allotted a folio consisting of two pages of the Register for recording Form H.
- (g) The space provided for 'additional information' may be used for recording suspension, cancellations, rejection of application for renewal, change of ownership/management, outcome of any legal proceedings, etc.
- (h) Every folio (i.e. 2 pages) of the Register shall be authenticated by signature of the Appropriate Authority with date, and every subsequent entry shall also be similarly authenticated."

[No. N. 24026/14/2002-PNDT Cell]  
Ms. K. SUJATHA RAO, Jt. Secy.

Foot Note:— The Principal Notification was published in the Gazette of India vide No. G.S.R. 1(E) dated 1st. January, 1996. This is the first amendment to the Pre-natal Diagnostic Techniques (Regulation and Prevention of Misuse) Rules, 1996.

Law (Establishment) Division

#### Order

LS/10/2001/Part.II

Read: Order No. LS/10/2001/Part-II dated 12-3-2003.

In continuation to this Department's order cited above, sanction of the Government of Goa, is hereby conveyed for creation of the following posts required for establishing two more Fast Track Courts in the State of Goa, in order to fulfil the target of five Fast Track Courts, as per recommendations of Eleventh Finance Commission:

Sr. No.	Designation of the post	No. of posts	Scale of pay
1	2	3	4
1.	Fast Track Court Judge	2	Rs. 14300-400-18300 (Pre-revised)
2.	U.D.C.	2	Rs. 4000-100-6000
3.	Sr. Stenographer	2	Rs. 4500-125-7000
4.	L.D.C.	2	Rs. 3050-75-3950-80-4590
5.	Peon	2	Rs. 2550-55-2660-60-3200

The expenditure is debitable to the Budget Head "Demand No. 3, 8000 — Contingency Fund, 2014 — Administration of Justice, 800 — Other Expenditures, 01 — Establishment of Fast Track Court, North Goa (Plan), 01 — Salaries, 03 — Wages, 05 — Travel Expenses, 07 — Office Expenses, 14 — Professional and Special Services, 22 — Other charges".

By order and in the name of the Governor of Goa.

Mario da Silva, Under Secretary (Law).

Panaji, 14th November, 2003.

## Department of Personnel

### Notification

1/2/83-PER (Pt. I)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the Governor of Goa hereby makes the following rules to regulate the recruitment to the Goa General Service, Group 'A', Non-Ministerial, Gazetted posts in the Office of the Commissioner of Labour & Employment, Government of Goa, namely:—

#### 1. Short title, application and commencement.—

(1) These rules may be called the Government of Goa, Office of the Commissioner of Labour & Employment, Group 'A', Non-Ministerial, Gazetted posts, Recruitment Rules, 2003.

(2) They shall apply to the posts specified in column (1) of the Schedule to these rules (herein-after called as the "said Schedule").

(3) They shall come into force from the date of their publication in the Official Gazette.

2. Number, classification and scale of pay.— The number of posts, classification of the said post and the scale of pay attached thereto shall be as specified in columns (2) to (4) of the said Schedule:

Provided that the Government may vary the number of posts in column (2) of the said Schedule from time to time subject to exigencies of work.

3. Method of recruitment, age limit and other qualifications.— The method of recruitment to the said post, age limit, qualifications and other matters connected therewith shall be as specified in columns (5) to (13) of the said Schedule.

4. Disqualification.— No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. Power to relax.— Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing and in consultation with the Goa Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons.

6. Saving.— Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes, and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

7. These rules are issued in consultation with the Goa Public Service Commission vide their letter No.COM/II/13/60(1)/02 dated 8-8-2003.

By order and in the name of the Governor of Goa.

A. Mascarenhas, Joint Secretary (Personnel).

Panaji, 18th November, 2003.



**SCHEDULE**

SERIES I No. 35

OFFICIAL GAZETTE — GOVT. OF GOA

27TH NOVEMBER, 2003

1353

Name/ Designation of post	Number of posts	Classifi- cation	Scale of pay	Whether selec- tion post or non- selec- tion post	Age limit for direct recruits	Whether the benefit of added year of service is admissible under Rule 30 of CCS (Pen- sion) Rules, 1972	Educational and other qualifications required for direct recruits	Whether age & educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of proba- tion, if any	Method of recruitment, whether by direct or by promotion or by deputation/ /transfer/ /contract and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/ /deputation/ /transfer, grades from which promotion/ /deputation/ /transfer is to be made	If a D. P. C. exists, what is its composi- tion	Circum- stances in which Goa Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Deputy Director of Em- ployment Ex- change (HQ).	One (2003) Subject to varia- -tion de- -pendent on work- -load.	Goa General Service Group 'A', Gaze- -tted.	Rs. 8000- -275- -13500.	Selec- tion.	Not exceed- ing 40 years (Relaxable for Government servants upto 5 years in accordance with the in- structions or orders issued by the Gov- ernment).	No.	<p><b>Essential:</b></p> <p>(i) Post-graduate Degree in any branch of a recognised University or equivalent.</p> <p>(ii) 5 years experience in employment service.</p> <p>(iii) Knowledge of Konkani.</p> <p><b>Desirable:</b></p> <p>(i) Experience of employment Exchange operation.</p> <p>(ii) Knowledge of Computer Awareness programme.</p> <p>(iii) Knowledge of Marathi.</p>	Age: No. Educa- tional Qualifi- cations: To the extent indicated in column (11).	2 years.	By promotion, failing which, by direct recruitment.	Promotion: Employment Officer with 5 years regular service in the grade and pos- sessing a Degree of a recognised University or equivalent.	Group 'A' D.P.C. consisting of: (1) Chair- man/ /Member of Goa Public Service Commission —Chairman  (2) Chief Secretary or his nominee —Member  (3) Adminis- trative Secretary/ /Head of Department —Member.	As required under the Goa Public Service Commission (Exemption from Consul- tation ) Regulations, 1988, consul- tation with the Goa Public Service Commission is necessary for making direct recruitment, promotion, confirmation and selecting an Officer for appointment on deputation and for amending/ /relaxing any of the provisions of these rules.